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James R. Glidewell Dental Ceramics, Inc.
d/b/a Glidewell Laboratories

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

JAMES R. GLIDEWELL DENTAL
CERAMICS, INC.,

Plaintiff,

vs.

KEATING DENTAL ARTS, INC.,

Defendant.

Case No. SACV11-01309-DOC(ANx)

**DECLARATION OF KAREEN
CHAMBERLAIN IN SUPPORT OF
JAMES R. GLIDEWELL DENTAL
CERAMICS, INC.'S REPLIES TO
ITS MOTIONS FOR SUMMARY
JUDGMENT**

Hearing

Date: December 17, 2012

Time: 8:30 a.m.

Ctrm: 9D, Hon. David O. Carter

Pre-Trial Conf.: January 28, 2013

Jury Trial: February 26, 2013

AND RELATED
COUNTERCLAIMS.

Snell & Wilmer

LAW OFFICES
1100 South Street, Suite 2000, Torrance, California 90501
(310) 392-2500

1 I, Kareen Chamberlain, declare as follows:

2 1. I am the Administrative Director of Continental Dental Laboratory
3 ("Continental Dental") and have held this position for the last twelve years. Unless
4 otherwise stated, I have personal and firsthand knowledge of the facts set forth in
5 this declaration, and I could and would testify competently to such facts if called as
6 a witness.

7 2. I understand that Keating Dental Arts, Inc. contends that Continental
8 Dental's prescription forms refer to "BRUXZIR" as a generic term for a type of
9 crown. This is incorrect. The word "BRUXZIR" under the "All Ceramic" heading
10 on the prescription form refers to a specific brand of crown, i.e., BruxZir brand full
11 contour zirconia crowns. As I understand the term, "BruxZir" does not refer to a
12 type of crown, or to zirconia crowns in general, but rather to a particular brand of
13 full contour zirconia crown available only from Glidewell and other dental
14 laboratories authorized by Glidewell to offer genuine BruxZir brand product.

15 3. My understanding concerning the source-identification function of the
16 BruxZir mark is reinforced and reflected by the fact that on the portion of
17 Continental Dental's company website identifying "Featured Products," we place
18 the ® symbol next to the bold and all-caps BRUXZIR mark at the top of the
19 subsection that discusses BruxZir brand crowns and bridges, to indicate that the
20 term is a registered trademark.

21 I declare under the penalty of perjury under the laws of the United States of
22 America that the foregoing is true and correct, and that this declaration was
23 executed on ~~November 30, 2012~~, at ~~Phoenix, Arizona~~.
^{December 3 Torrance, Ca.}

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25 
26 Kareen Chamberlain
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Glidewell Laboratories v. Keating Dental Arts, Inc.
United States District Court, Central, Case No. SACV11-01309-DOC (ANx)

CERTIFICATE OF SERVICE

I hereby certify that on December 3, 2012, I electronically filed the document described as **DECLARATION OF KAREEN CHAMBERLAIN IN SUPPORT OF JAMES R. GLIDEWELL DENTAL CERAMICS, INC.'S MOTIONS FOR SUMMARY JUDGMENT** with the Clerk of the Court using the CM/ECF System which will send notification of such filing to the following:

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Dated: December 3, 2012

SNELL & WILMER L.L.P.

By: s/Philip J. Graves

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